

FILED
UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

2003 DEC 10 A 11:23

THE FAMILY ROSARY, INC.,

U.S. DISTRICT COURT
DISTRICT OF MASS.

Plaintiff,

- against -

Civil Action No.
3:03-CV-30277-KPN

BOWDOIN CONSTRUCTION CORP.;
ST. PAUL FIRE & MARINE INSURANCE
COMPANY,

Defendants.

MOTION FOR AN ORDER ADMITTING ATTORNEY *PRO HAC VICE*

Brian R. Haak, Esquire, a member of the bar of this Court, and an associate in the law firm of Tobin and Dempf, LLP, counsel to the above captioned Plaintiff The Family Rosary, Inc., hereby moves this Court for admission of Michael L. Costello, Esquire, of the law firm of Tobin and Dempf, LLP, to appear and practice in this Court in the above captioned case and all matters arising in or related to this case.

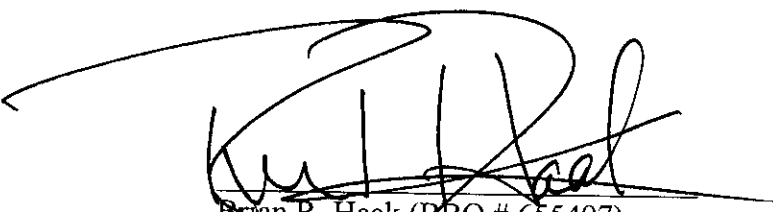
In support of this Motion, I respectfully represent as follows:

1. I am an associate in the law firm of Tobin and Dempf, LLP, 33 Elk Street, Suite 100, Albany, New York 12207, and a member in good standing of, inter alia, the bars of the Commonwealth of Massachusetts, the United States District Court for the District of Massachusetts, the United States Court of Appeals for the First Circuit, the State of New York, and the United States District Court for the Northern District of New York.

2. Tobin and Dempf, LLP, is counsel for the Plaintiff in the above captioned case.
3. Michael L. Costello, Esquire, is a partner in the law firm of Tobin and Dempf, LLP, 33 Elk Street, Suite 100, Albany, New York 12207.
4. As set forth in the accompanying Affidavit of Michael L. Costello, Mr. Costello is a member in good standing of the Bar of every jurisdiction in which he has been admitted, including the bars of the State of New York, the United States District Court for the Northern District of New York, the United States District Court for the Eastern District of New York, the United States District Court for the Southern District of New York, the United States District Court for the Western District of New York, the United States Court of Appeals for the Second Circuit, and the United States Supreme Court, and there are no disciplinary proceedings pending against Mr. Costello as a member of any such bar.

WHEREFORE, the undersign respectfully requests that this Court enter an order granting Michael L. Costello, Esquire, leave to appear and practice in this Court in the above captioned case and all matters arising out of or related to these cases.

Dated: December 8, 2003
Albany, New York



Brian R. Haak (BRO # 655497)
TOBIN AND DEMPf, LLP
33 Elk Street, Suite 100
Albany, New York 12207
Telephone: (518) 463-1177
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U.S. DISTRICT COURT
DISTRICT OF MASS.

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BY DPTY CLK [Signature]

DATE 12/10/03

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

EASTERN DIVISION

THE FAMILY ROSARY, INC.,

Plaintiff,

-against-

Civil Action No.:
03-30277-KPN

BOWDOIN CONSTRUCTION CORP.;
ST. PAUL FIRE & MARINE INSURANCE COMPANY,

Defendants.

**AFFIRMATION OF MICHAEL L. COSTELLO, ESQUIRE IN SUPPORT OF
MOTION FOR AN ORDER ADMITTING ATTORNEYS *PRO HAC VICE***

Michael L. Costello, Esquire hereby deposes and states as follows:

1. I am an attorney and partner with the law firm of Tobin and Dempf, LLP, with offices located at 33 Elk Street, Albany, New York 12207. I make this affirmation on personal knowledge under penalties of perjury and submit it in support of the accompanying motion for an order admitting attorneys *pro hac vice*.

2. I am duly admitted to practice before the courts of the State of New York, the United States District for the Northern District of New York, the United States District for the Southern District of New York, the United States District for the Western

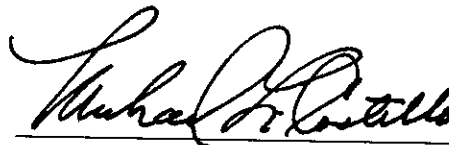
District of New York, the United States District for the Eastern District of New York, the Court of Appeals for the Second Circuit, and the United States Supreme Court.

3. I am a member of good standing of all courts to which I am admitted. I am not under suspension or disbarment by any court, nor am I the subject of any pending disciplinary proceedings.

4. I have acquainted myself with the local civil rules of the United States District Court for the District of Massachusetts. I recognize and accept that if I am admitted *pro hac vice* in this action, I will be within the disciplinary jurisdiction of this court.

I will notify this court immediately of any matter affecting my standing before the court of any jurisdiction in which I am admitted to practice law.

Dated: December 8, 2003
Albany, New York

A handwritten signature in black ink, appearing to read "Michael L. Costello", written over a horizontal line.

Michael L. Costello